

Today's Ogden News

SESSION OF CITY COUNCIL

Councilman Craig Elected Chairman Pro Tem—Routine Business Transacted.

DAMAGE SUIT FOR \$30,000.

Against U. P. Ry. Co., Instituted by John Penfield—Armory Contract Let—Weber County Affairs.

Ogden, March 6.—The regular meeting of the city council was held last evening at which all members were present except Chambers and Moyes. Councilman Craig was again elected chairman pro tem.

Claims for the month of February were allowed amounting to \$2,969.74. The report of the health inspector for the week ending March 5, was submitted, showing nine cases of contagion in the city, including five cases of smallpox.

An ordinance granting first right-of-way privileges to the General Hospital ambulance over the streets of the city passed its final reading.

A bridge was ordered built over Mill creek, near the site of the old woolen factory.

SUIT FOR \$30,000 DAMAGES.

John Penfield Wants That Sum for Personal Injuries.

Ogden, March 6.—John Penfield, through his attorneys, Agee, Chee & McCracken, has commenced a \$30,000 damage suit against the Union Pacific Railroad company, alleged to be due for personal injuries. The complaint alleges that during the months of January and February of 1906, the plaintiff was employed by the said railroad company as a truckman or freight handler at its freight station in Ogden. That Feb. 24 said plaintiff was crossing along a certain footpath maintained by the railroad company, which crossed the "we" in the yards, that plaintiff in crossing the same on the date mentioned, was struck by a switch engine, knocked down and so seriously injured that he became unable to perform his duties as a truckman or freight handler, and that plaintiff's right leg below the knee and his left foot at the instep. That said accident was caused by the carelessness of the defendant company in not placing a foreman or pilot on said switch engine while it was in motion to warn pedestrians of approaching danger, all to plaintiff's damage in the sum of \$30,000.

Penfield is now confined at the Ogden General hospital, but is recovering very slowly from his injuries. He has several small children living at Colorado Springs, their mother being dead.

\$20,000 ARMORY BUILDING.

Contract Let and Work Will Be Commenced in Near Future.

Ogden, March 6.—Work on the 20,000 armory building for company B will be commenced in the very near future. The plans, drawn by Smith & Hodgson of Ogden, have been approved by David Eccles, who is to put up the building, which will be rented to the state as a home for the local company of the state militia. The contract for erecting the building was awarded yesterday afternoon to C. J. Humphreys. The building will be erected on a site located on Twenty-fourth street, between Lincoln and Grant avenues, and will be 55 feet wide by 125 feet stone trimmings, presenting an attractive appearance.

Manager, E. A. Larkin, Telephone 138-4.

Advertisements for the Daily, Saturday and Semi-Weekly News accepted on the same terms as at the Salt Lake office.

Circulator, John J. McGregor, 2245 Wash. Ave., Ind. Tel. 131. Office with Lambert Paper Co.

Payments for the Daily, Saturday and Semi-Weekly News should be made to the circulator. Delivery made by carrier on the same terms as in Salt Lake.

deep, two stories with basement. It will be constructed of brick with sand tile appearance. On either side of the hall way which leads back into the drill room, are arranged four rooms for the officers and later company. The drill room will be 32x50 feet, opening up through both stories. A large balcony with 200 seating capacity will be on the second floor. The basement story, so that the public can witness the company's drill work. A gymnasium will occupy the portion west of the balcony, and to the east, reading, toilet and bath, and a large room is used for bowling alley, billiard room, two locker rooms, where the members of the company can keep their uniforms, also store and supply room.

WEBER CO. WILL GET TROUT FRY.

The board of county commissioners in session yesterday afternoon opened the bids of a majority of the Ogden druggists for the furnishing of all kinds of drugs for Weber county, both at the infirmary and for the county physician, etc., and after carefully going over the same awarded the contract to S. W. Badon.

David G. Wadman was appointed record supervisor of Plain City. Robert E. Wilson, county fruit tree inspector, notified the board that quantities of trees are being shipped into Weber county from Davis county that have not been properly fumigated and certified to by the fruit tree inspector of that district. This is a very important matter as by the law not being complied with in that respect many infected trees may be shipped here, thus greatly damaging the fruit industry. The Davis county fruit tree dealers will be notified that their trees will be rejected if the law is not complied with.

Chairman Stanford reported to the board that he had consulted with State Fish and Game Warden Sharp concerning the allotment of trout fry for Weber county, which it was reported, would not be delivered as so many trout fry have been sold to private corporations in this county. Mr. Sharp assured Mr. Stanford that this county would get its proportion, but not until September.

The board instructed County Atty. Hulanski to immediately commence suit against all owners of sheep who have not paid the amount assessed against them for damages to the Ogden Canyon road.

The board of H. C. Hanson for \$3,000 as superintendent of the county infirmary was approved.

SKEN MOVES FOR NEW TRIAL.

In the case of J. D. Sken against city councilman William Craig which was decided by a jury last week in favor of defendant, now comes Mr. Sken and files a motion for a new trial, and asks for hearing on the same March 10 at 10 a. m. on the following grounds. First, irregularities in the proceedings of the court, jury and adverse party and the abuse of discretion by the court, by reason of which plaintiff and accused was prevented from having a fair trial.

Second, insufficiency of evidence to justify the verdict, and that the verdict is against law.

Third, errors in law occurring at the trial and duly excepted to by the plaintiff.

RESULT OVER PROPERTY RIGHTS.

Lafayette Sken has commenced an action in the district court against Car-

oline Sken et al, heirs to the estate of the late William Sken. The complaint alleges that plaintiff is a son of deceased, and is entitled to three twenty-sixths of said estate, but that certain deeds and bills of sale have been filed by Mrs. Caroline Sken, deeding to her and the other heirs the estate, leaving plaintiff out. He asks that the said deeds and bill of sale be set aside by the court, and declared void, and that the property in question be partitioned equally among all the heirs. Magnus and Corn represent the plaintiff.

George Froerer has petitioned the court for his appointment as guardian of Frederick Froerer et al, minors, who are heirs to portions of real and personal property of certain estates.

RICHARDS-SHIRT NEPTUNALS.

The county clerk has granted marriage license to Clarence J. Shirk, 22, and Miss Margaret Richards, 24, both of Ogden City. They were married by Rev. Samuel Blair.

BRIEF AND PERSONALS.

William H. Adams and Joseph S. Adams, who have been conducting a large printing establishment in Ogden, have decided to move their entire plant to Rexburg, Ida., where they will open up similar business. Ogden has been their home for many years, and they leave here very possible success in Idaho. Mrs. S. H. Cave has gone to California, where she will spend a month pleasuring.

Arrangements are being made by W. H. Wright & Sons company to give a benefit ball next Monday evening at the Weber Stake academy hall, in honor of Albert Foulger, their floor-walker, who is to leave in the near future on a mission to South Africa.

James Cook and Miss Lillie Anderson of the Weber Stake academy, will be married on an extended pleasure trip.

Keeps the little ones healthy and happy. Their tender, sensitive bodies require gentle, healing remedies. Hollister's Rocky Mountain Tea will keep them strong and well. 25 cent Tea or tablets. Z. C. M. I. Drug Dept., 112-114 Main street.

KINGSTON.

ANDERSON-COATES WEDDING.

Working for a Telephone Line From Marysville to Panguitch.

Special Correspondence.

Kingston, Plute Co., March 2.—Day before yesterday Wilford Coates of Mt. Pleasant and Miss Lillie Anderson of Kingston were married by Bishop Allen at the home of the bride. A pleasant reception followed the pretty ceremony.

On the evening of Feb. 28, the people of Kingston held a mass meeting and decided to take part in assisting the people of Panguitch, Circleville and Junction in building a telephone line from Marysville to Panguitch. The people may join with the Bell telephone company. This phase of the question is not yet fully decided, but it is decided that the line must be built.

THURBER.

Little Victim of Pneumonia—Mr. and Mrs. Nielson Remove.

Special Correspondence.

Thurber, Plute Co., March 1.—A regular blizzard marks the advent of March here.

Thelma, the little three-year-old daughter of B. J. Baker, died yesterday of pneumonia, while a little boy next older is very low with the same disease. The father is at work at Elgin, Utah, 120 miles from home. The body will be held until his return. One of his brothers rode horseback to notify him. The infant of Charles Ballard has been very low with pneumonia, but hopes are entertained for its recovery.

Reuben Meeks, the son of Wm. Meeks, who had a leg broken, is getting along nicely, but the limb had to be set three times before it started to mend.

Mr. Niels Nielson and wife have gone to Richfield to make their future home. They are greatly missed here, as both were active workers in the Sunday school and other ward affairs. Mr. Nielson as assistant superintendent of Sunday schools.

CITY BOND ISSUE IS ENJOINED.

Action Taken by J. W. N. Whitecotton to Declare Election Invalid.

SESSION OF CITY COUNCIL.

Utah County Affairs—Strong Views of a Fisherman About the Stopping of Seine Fishing.

Special Correspondence.

Provo, Utah Co., March 6.—J. W. N. Whitecotton, for himself and other taxpayers of Provo City, who shall come in as plaintiffs, has commenced proceedings in the Fourth district court against J. H. Frisby, as mayor, and W. E. Harding, as recorder, of Provo City, asking that they be enjoined from issuing \$55,000 waterworks bonds and \$56,000 artificial light bonds, under the authority of the bond election of July 11, 1905, at which election the vote was in favor of such issue, and for the issue of which an ordinance was passed by the city council Feb. 19.

Plaintiff sets out that the form of the ballot used at said election was such that the electors were compelled to vote for both or against both items, and that the electors were thereby deprived of a full and fair election.

Defendants have waived service of summons and taken till March 15 to answer. Whichever way Judge Booth may decide the case will go to the supreme court, and it is understood the supreme court will arrange to give the electors a new election. The bond issue tested in order that the bonds may be sold if the election is valid, and if not, the electors may be held to obtain funds at least sufficient for the completion of the waterworks extension.

FARMERS ORGANIZE.

The farmers of Spanish Fork have organized a branch of a county society, looking to a state organization in the plan of the American Society of Equity. The Spanish Fork branch will adopt a constitution similar to that adopted by the Provo society, and will have the same objects, viz., to place a fair and equitable price on all crops, and one price for the year in advance; reduce speculation to a minimum; control marketing and entail the practice of dumping large quantities of farm products on the market at harvest time, which lowers prices and supports an army of speculators; to seek the shortest route to the consumer, etc.

The officers and directors are: W. O. Creer, president; Hubbard Tuttle, vice president; Marius Borgard, secretary and treasurer; A. T. Money, August Swensen, Peter Larsen, Parley Jensen and Fred Darr, directors.

CITY COUNCIL PROCEEDINGS.

The following business was transacted by the city council last evening: Mayor Frisby presented a communication stating that six \$1,000 waterworks bonds had been redeemed at a cost of \$6,303.75. The bonds were ordered cancelled and destroyed.

John E. Lewis presented a communication stating that on his farm in the Fort Field there were buried a number of pioneer citizens of Provo, and asked that arrangements be made to remove the remains as Mr. Lewis wanted to level the ground. Referred to the committee on cemetery.

The committee on police and city prison recommended that a special police be appointed by the city marshal to assist him, Sunday evenings, at a compensation of 50 cents an evening. Councilman Frisby wanted an amendment permitting the city marshal to appoint special police at other times than Sunday evenings, in order that hoodlums might be suppressed at public gatherings, but was overruled by the amendment for the time being. He gave notice that if the hoodlums complained of did not stop he would ask for additional police. The report was adopted.

Second North street was ordered opened between Seventh and Tenth West, on report of the committee on streets and alleys, and the matter of diverting traffic to the lands over which the street will run, was referred to the committee on judiciary.

The committee on waterworks reported that there had been a complaint deposited in the water mains and that the wood pipes was in a good state of preservation.

An ordinance was passed providing for a license of \$25. city marshals, and that dances conducted by religious or educational societies shall pay a license fee of \$2.50 for each dance, when the presence of a police officer is required by the parties giving the dance.

The matter of drafting an ordinance to prohibit slot machines, in conformity with a previous recommendation of the mayor was referred to the committee on judiciary, the matter of reference having in some way been overlooked.

A bill for an ordinance submitted by City Attorney Thomas for the prevention of diverting traffic to the lands over which the street will run, was referred to the committee on judiciary.

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The most important business of the evening was the consideration of the proposed license for drug stores, which is being raised from \$10 to \$25. The matter was referred to the committee on judiciary.

Attorney Whitecotton was permitted to remain with the committee, as a representative of the taxpayers, as they may know through him what is in store for them. The public will be compelled to wait till the measure is sufficiently matured to come before the council for enactment in open session in the form shaped by the committee of the whole.

COUNTY BUSINESS.

The following business was transacted by the board of county commissioners yesterday:

Use Dr. Graves' Tooth Powder

and note the delicious after taste. Even if you have good teeth they need regular attention twice-a-day. Watch the effect on your friends.

In handy metal cans or bottles, 25c.

Dr. Graves' Tooth Powder Co.

The following fees were reported collected for February:

Treasurer	\$14.99
Recorder	34.70
Clerk	27.05
County Treasurer Johnson	reported the following amounts on hand in several funds at the close of February:
County superintendent's contingent fund	\$2,150.19
State school	94.55
General	132.53
County school	911.40

County Surveyor Wentz reported the failure of several parties to comply with the order of the board made in December, 1905, to widen the county roads in the following places: At Hobbie Creek, four rods; at Vineyard from two to four rods; at Provo Bench, to four rods. And also that the Telluride Power company had failed to build two bridges south of the power plant, according to agreement. The county attorney was instructed to look into the matter.

FULLER-STRONG WEDDING.

A marriage license has been issued to S. D. Strong, aged 25, and Mabel Fulmer, aged 19, both of Springville.

VIEW OF A FISHERMAN.

Brig Madsen, one of the Utah county fishermen who has been selling since the permission to sell for common fish was given last year, feels that the withdrawal of the privilege works a hardship on the fishermen, but on the people of the state. In speaking on the subject he said to the "News" representative:

"There are now, I think, twelve seines being operated in Utah lake of which my firm operates one, and I feel that while there may be one or even two of these seines being operated lawfully by their owners at night and thus securing the same fish that have gone on the market, which has resulted in the discontinuance of any further seining in the lake for the present, the rest of seiners have lived strictly up to their promises and agreements with

the governor, attorney general and state fish and game warden, since this agreement was made last October. Speaking for our firm, not less than 200,000 pounds of common fish have been marketed by us since then, and not one trout, bass or catfish has been taken, and I am in a position to know that nearly all of the owners of seines have obeyed the law and lived up to their promises in every particular. I therefore think it unjust to mete out punishment to the innocent and the guilty alike. The offenders, who are and have been the same for the past number of years, should be punished alone, and those who will catch fish in an honest way and live up to their agreement with the officials should not be deprived of their rights to secure their living in an honest way, just because two or three men would rather 'steal' their living than get it by honest labor.

"Furthermore, the officials, by now rescinding this agreement, are depriving the people of this state of about 4,500 pounds of fish daily, which is the output of common fish from Utah lake, forcing the people to send their money out of the state for fish, food which can be obtained at home for less than half the price of imported fish. The people of Utah could have saved the expenditure if the guilty ones had been punished alone, and honest men been permitted to continue furnishing fish to the people in an honest way. We are also overlooking the fact that this industry employs directly and indirectly many men, some of whom are not only depending upon a livelihood in this way, but have paid up licenses for months in advance for the privilege of selling these fish in the larger cities of our state; these are now compelled to look for other means of support for themselves and families."

Mr. Madsen proposes to get affidavits from the men he has employed, and from the deputy fish and game warden, who have watched him seine, to corroborate his statements as to the fidelity with which he has observed the terms of the agreement entered into with the state officials, and it may be said that the officials and other citizens have known the guilty parties and that Mr. Madsen's statements as to the general observance of the agreement is correct.

GARDEN CITY NOTES.

Orlando Warner of Kanab has undergone a successful operation for a tumor on the neck at the Provo general hospital.

Prof. John M. Mills of the L. D. S. University will deliver his second Book of Mormon lecture Wednesday evening in the First ward meetinghouse in "The Book of Mormon."

A daughter has been born to Mr. and Mrs. S. H. Buckley and a son to Mr. and Mrs. Perry Bush; all well.

J. B. Fairbanks and Leo Fairbanks are exhibiting a fine collection of oil paintings at the Brigham Young University today.

The next meeting of the Utah-Juab counties joint teachers' institute will

be held in the B. Y. University, March 17.

George W. Ramsey has gone to southern California for his health, he was accompanied by his daughter, Mrs. E. S. Carroll of Ogden.

Joe W. Dunn and Joe V. Dunn have commenced the manufacture of the "Get There" delivery car which is operated as a trailer to a bicycle. Orders have already been received from Salt Lake, and negotiations for supplying eastern parties are under way.

The following building permits have been issued by Building Inspector Cravens:

Shoos Lumber Company—24x84 two-story addition and a 24x39 office building.

Shays & Ward—A 25x40 addition to their livery stable.

Frank Rozelle, who has spent about 15 months in Utah with his family, left yesterday for his old home in Matfield, Mo., where he has valuable farm property.

T. G. York left for Nampa, Ida., yesterday with his family. Mr. York will engage in the manufacture of brick for the new sugar factory in Nampa.

Frank Jorgensen of Clawson, Emery county, is here on business connected with settling his father's (the late Mads Jorgensen's) estate.

Three little rules we all should keep. To make life happy and bright. Smile in the morning, smile at noon. Take Rocky Mountain Tea at night. Z. C. M. I. Drug Dept., 112-114 Main street.

\$50 REWARD

I will furnish a bond, on application, to pay the above for any failure of SALINA TABLETS to cure sore gums and loosen teeth. (Prescription) with a specific limit of time regulated by the severity of case. Now the cure is at hand. Write away. W. S. HUDSON, D.D.S., 107 S. Main St., Phone Main 611 y-4 recd.

J. H. KNICKERBOCKER, OPTICIAN

SCIENTIFIC EYE TESTING. GLASSES PROPERLY FITTED. EXPERT WATCH REPAIRING.

REMOVED TO No. 227 S. MAIN STREET.



WE SELL "Good Coal" THAT in large quantities for factories and large blocks, or in small quantities for family use

BAMBERGER, 161 MAIN STREET.

The Lester

Grand and Upright

PIANOS

Are As Near Perfection As They Can Be. The most remarkable piano ever built. Take One Home For

\$10.00

Daynes & Romney Piano Company, 25-27 E. FIRST SOUTH.

TEETH WITHOUT PAIN A SPECIALTY

UTAH DENTAL CO. 234 Main.

DR. ZIMMERMAN, MGR. MOST RELIABLE DENTISTS IN THE CITY.

SET OF TEETH (Best Red Rubber) \$2.00 GOLD CROWNS (22-k) \$3.50 GOLD BRIDGE WORK (Best) \$1.50 to \$5.00 GOLD FILLINGS \$1.00 to \$2.00 OTHERS \$1.00 to \$2.00

TEETH EXTRACTED WITHOUT PAIN. Open till 6 p. m.; Sundays, 10 to 2. Phone 3, Bell 1743-y; Ind. 204.

Lewis' 98% LYE, Powdered and Perfumed.

(Patented.) The strongest and purest made. Unlike other Lyes, it is finely powdered, packed in a can having a handle, and one easily cut and the other removable for constant use. It makes the best Perfumed Hard Soap in the world. It is the best for cleaning walls, paint, bottles, barrels, etc. It kills insects and is used for cleaning and killing insects; for removing old paint, etc. Proprietors, Philadelphia, Pa.

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THE WINNING STROKE

If more than ordinary skill in playing brings the honors of the game to the winning player, so exceptional merit in a remedy ensures the commendation of the well informed, and as a reasonable amount of outdoor life and recreation is conducive to the health and strength, so does a perfect laxative tend to one's improvement in cases of constipation, biliousness, headaches, etc. It is all-important, however, in selecting a laxative, to choose one of known quality and excellence, like the ever pleasant Syrup of Figs, manufactured by the California Fig Syrup Co., a laxative which sweetens and cleanses the system effectually, when a laxative is needed, without any unpleasant after effects, as it acts naturally and gently on the internal organs, simply assisting nature when nature needs assistance, without griping, irritating, or debilitating the internal organs in any way, as it contains nothing of an objectionable or injurious nature. As the plants which are combined with the figs in the manufacture of Syrup of Figs are known to physicians to act most beneficially upon the system, the remedy has met with their general approval as a family laxative, a fact well worth considering in making purchases.

It is because of the fact that SYRUP OF FIGS is a remedy of known quality and excellence, and approved by physicians that has led to its use by so many millions of well informed people, who would not use any remedy of uncertain quality or inferior reputation. Every family should have a bottle of the genuine on hand at all times, to use when a laxative remedy is required. Please to remember that the genuine Syrup of Figs is for sale in bottles of one size only, by all reputable druggists and that full name of the company—California Fig Syrup Co., is plainly printed on the front of every package. Regular price, 50c per bottle.

CALIFORNIA FIG SYRUP CO.

Louisville, Ky. San Francisco, Cal. New York, N.Y.